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BOOK REVIEWS.

A TREATISE ON STREET RAILWAY ACCIDENT LAW. By Ellery H. Clark. Second Edition. St. Paul: Keefe-Davidson Company. 1904. pp. xvi. 607.

STREET RAILROAD ACCIDENT LAW. By Andrew J. Nellis, Albany, N. Y.: Matthew Bender. 1904. pp. cxii. 711.

These books, on the same subject, made their appearance in the same month, and may well be discussed in the same article. Each is the outgrowth of a preceding work by its author. Mr. Clark's original treatise was entitled Street Railway Accident Law of Massachusetts, while Mr. Nellis's dealt with the entire law of Street Surface Railroads. Each bears unmistakable signs of its origin. Massachusetts statutes and decisions occupy a large place in Mr. Clark's present volume, and Mr. Nellis's contains many paragraphs which would scarcely be expected to appear in a monograph devoted to accident law.

Both of these books are intended to serve primarily as labor-saving devices for the practising lawyer. Neither one contains any extended or philosophical discussion of principles. Neither one aspires to a position higher than that of a complete and representative digest of modern cases on the subject treated. And yet, each work possesses merit, and each appears to have notable features not to be found in the other.

For the Massachusetts practitioner, Mr. Clark's book is more valuable than Mr. Nellis's; while the latter will be found the more useful to the New York lawyer, certainly, and probably, to the lawyer in most of the States, and in Canada. The chapters on pleading and on the respective functions of the Court and the jury form an important feature in Mr. Nellis's treatise. These topics are not dealt with by Mr. Clark, and his discussion of evidence, damages and negligence is briefer than Mr. Nellis's, and his views are supported by a smaller array of cases. His index, too, is meager in comparison with that furnished by Mr. Nellis. The latter is remarkably full, and should enable the busy lawyer to find quickly any topic in which he is interested. A feature of Mr. Clark's book, which will be appreciated by the practitioner is the table of cases, in which each case is indexed under the defendant's as well as under the plaintiff's name. This enables one, at a glance, to discover all the cases against a particular railroad company.

The publishers of each volume deserve unqualified praise for the form in which it is presented to the reader.

INTERSTATE SUCCESSION IN THE STATE OF NEW YORK. Daniel S. Remsen, of the New York Bar. Fourth Edition. New York: Baker, Voorhis & Company. 1904. pp. 154.

The first edition of this work, appearing nearly twenty years since, at once made a place for itself, and the fact that three editions have since been published is sufficient evidence that the place has not been lost.